

DESOTO COUNTY BOARD OF SUPERVISORS

BOARD MEETING MINUTES

EUGENE THACH, PRESIDENT 2004 PRESIDING

June 7, 2004

A. CALL TO ORDER

The June 7, 2004, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Eugene Thach, Board President.

Chief Deputy Charlie Brown of the DeSoto County Sheriff's Department was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Supervisor Jessie Medlin-----	District 1
Supervisor Eugene C. Thach-----	District 2
Supervisor Bill Russell-----	District 3
Supervisor Allen Latimer-----	District 4
Supervisor Tommy Lewis-----	District 5 Absent, DCRUA business in Washington, DC
W. E. Sluggo Davis-----	Chancery Clerk
Bobby Chamberlin-----	Board Attorney
David Armstrong-----	County Administrator

B. INVOCATION

Board Attorney Bobby Chamberlin presented the invocation.

Supervisor Tommy Lewis is absent on business with the DCRUA in Washington, DC.

C. PLEDGE OF ALLEGIANCE

Supervisor Eugene Thach told those present that Supervisor Tommy Lewis is in Washington, DC, on behalf of business for the DeSoto County Regional Utility Authority.

D. APPROVAL OF MAY MINUTES

Supervisor Eugene Thach said that the May 17th minutes reflect that Supervisor Thach asked to attend the I-69 meeting. Supervisor Thach clarified that he did not ask to attend the meeting. Rather, he was asked to come to the meeting. Supervisor Thach said another meeting was held on I-69 in Memphis last week where it was revealed there will be additional public hearings on I-69. Supervisor Thach invited and encouraged everyone with an opinion on I-69 to come to the public hearings.

The official minutes of the Board of Supervisors were read for the month of May 2004,

pursuant to Section 19-3-27 of the Mississippi Code of 1972, Annotated. Supervisor Allen Latimer made the motion and Supervisor Bill Russell seconded the motion to approve the minutes of the Board of Supervisors, with clarifications made by the Supervisors, for the month of May 2004. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

E. OLD BUSINESS

1. Planning Commission – Bonne Terre Section (6076) Application is for final subdivision plat approval for 42 lots on 41.02 acres. Subject property is located on the south side of Church Road between Horn Lake Road and Fogg Road, zoned PUD. Section 8, Township 2, Range 8

Director of Planning Merritt Powell presented a request for approval for Bonne Terre for the first phase of their development, which will include 42 lots on 41 acres. This comes with a recommendation for approval with a 6/4 vote from the Planning Commission.

Mr. Powell explained that Supervisor Russell did have an inspection from DEQ on the sewer for the project. Mr. Powell said that originally the developers planned to have their own system, but the City of Horn Lake requested the development tie into the Twin Lakes sewer system.

Supervisor Jessie Medlin said the last time the Board met they discussed Horn Lake taking the system. Supervisor Medlin asked the status of Horn Lake taking the system. Supervisor Bill Russell said that Horn Lake has purchased the system and contracted with ECO to manage the system.

Supervisor Bill Russell said he would like for the developer to give the Board of Supervisors their presentation on the development and discuss the sewer later.

Paul Ryan of Patton, Taylor, and Ryan said the subdivision was approved a couple of years ago. Mr. Ryan said the key issue all along has been the sewer system. Mr. Ryan said the developers are working with the City of Horn Lake to get the sewer system details worked out. Mr. Ryan invited the Board of Supervisors to ask any questions they have regarding the development.

Supervisor Eugene Thach asked if the Twin Lake sewer system has the capacity to add this development. Supervisor Bill Russell said a group did meet with DEQ representatives regarding this issue.

Mr. Ryan said the Bonne Terre development will be a very nice community. Mr. Ryan said it will be a gated community. Supervisor Eugene Thach asked who is developing the subdivision. Mr. Ryan said that his company is developing and Max Bonnin is a partner in the development.

Supervisor Bill Russell said that DEQ came last week and took measurements on the capacity of the Twin Lakes sewer system. Supervisor Russell explained that DEQ took preliminary measurements and it will take a month to get the complete measurements. Supervisor Russell said that earlier this morning DEQ reported, based on what they saw last week, they do not see a problem with capacity when adding the Bonne Terre development. However, they are still working on the numbers. Supervisor Russell said the City of Horn Lake has sent a letter acknowledging the capacity of the Twin Lakes system. Supervisor Russell explained that the City of Horn Lake is adding some state of the art equipment to the Twin Lakes facility. Supervisor Russell said that, according to DEQ the equipment Horn Lake is ordering is the most accurate available. Supervisor Russell said he recommends the Board of Supervisors approval not be held up any longer based on the capacity of the system, but to make approval contingent on DEQ’s final approval and based on the City completing the purchase of the new measuring equipment for the Twin Lakes facility.

Mr. Ryan said they have already been held up a month on the approval process from the Board of Supervisors. Mr. Ryan said DEQ has been difficult to give answers on the development and it would be very difficult to deal with more delays on the project.

Board Attorney Bobby Chamberlin said the County can make it contingent on DEQ's approval, but the County cannot make the City of Horn Lake purchase equipment. Mr. Ryan said they already have a letter of approval from DEQ. Mr. Ryan further explained that they have spent thousands of dollars on the change to the Twin Lake facility at the request of the City of Horn Lake and now they are in a position to wait on DEQ again.

Horn Lake City Engineer Matt Thompson said there were three concerns by the City of Horn Lake:

- 1) Safety concerns
- 2) Equipment purchase
- 3) Intermediate terms for a construction contract

Mr. Thompson said that he hopes the equipment will be in place within a few weeks. Mr. Thompson said that the City of Horn Lake is more concerned with the quality of water leaving the plant, and they will make sure those inspections are environmentally appropriate. Mr. Thompson said the measures the City of Horn Lake has taken have continued to improve the system daily. Mr. Thompson said the City of Horn Lake is comfortable with the additional discharge into the system and they have written a letter to that effect. Supervisor Eugene Thach asked, if the motion is as Supervisor Russell stated, will these people be able to start building.

Mr. Ryan said that the development has been held up two different times. He said it will take a year to build the houses and get them occupied. Mr. Ryan said that the developers asked that the Board of Supervisors put the condition on the second phase since they already have an approval letter from DEQ.

Supervisor Bill Russell said that the Board of Supervisors cannot do that. Supervisor Russell explained that DEQ has said they issued the permit on different numbers that were supplied by the original manager of the system. Supervisor Russell said DEQ is telling him that they hope to have the final answer on the approval by the end of this week or the first of next week. Supervisor Russell said it was never his intention to hold up the development, but this is an important issue and it should be adequately addressed.

Mr. Ryan asked if the plat can be recorded. Board Attorney Bobby Chamberlin said, if the motion is contingent on something, the contingency will have to be met first.

Supervisor Russell said that we keep hearing talk about DEQ not allowing treatment plants to be built in the County, but they will not provide any documentation to that effect. Supervisor Russell said he appreciates DEQ's participation to solve this issue to date and he feels that a major step has occurred through the discussions with DEQ to date.

Board Attorney Bobby Chamberlin said the contingency in the discussion is not that far from the County's normal process for approval any way. Michael Garriga agreed.

Supervisor Allen Latimer said, if the Board of Supervisors wants to approve the development today, and DEQ's letter comes back that it is not acceptable, it will stop the development anyway.

Merritt Powell said this is the City of Horn Lake's system.

Mr. Thompson said the City of Horn Lake has found errors in the original reporting, and while that created a potentially hazardous situation, they have worked to correct those problems. Mr. Thompson said that the City of Horn Lake has ordered some lift station pumps. He said they have fixed the broken pipe. And they have addressed other items of concern of that nature and now the system has already been greatly improved.

Supervisor Jessie Medlin said he is concerned that the plat will not be recorded until the information from DEQ is received.

Supervisor Eugene Thach asked if the developers can go on and build. Mr. Powell said that the developers cannot get a building permit until the subdivision is platted and recorded.

Supervisor Bill Russell asked if the City of Horn Lake will issue a letter before DEQ's approval is received. Mr. Thompson said the City of Horn Lake needs to wait for DEQ's approval, in this situation.

Dudley Bridgforth, attorney for the developers, said he has serious questions whether the Board is in a position to deny final approval at this time because of the sewer system. Mr. Bridgforth said he recommends the Board of Supervisors allow the developers to record the plat so they can start marketing the lots. Mr. Bridgforth said the developers have already experienced tremendous delays on the project and those delays are costing them a lot of money. Mr. Bridgforth said that the developers previously had a system approved and the City of Horn Lake requested they spend an extra \$140,000 to comply with Horn Lake's request for them to use the system. Mr. Bridgforth said the developers are not in a position to turn back on the development.

Supervisor Eugene Thach said he understands that when the City of Horn Lake gets their approval from DEQ they will issue an approval letter.

Mr. Ryan said the developers ask that the County not put any additional conditions on the approval.

Frank Corso, President of the Homeowners Association for Twin Lakes Subdivision, said there is a very real problem with the sewer system at Twin Lakes. Mr. Corso said that he sat there and heard DEQ say they do not have the resources to do the proper testing on the system. Mr. Corso said DEQ is testing for what was built 30 years ago. Mr. Corso said the City of Horn Lake keeps feeding more and more money into an antiquated system. He said the people in the Twin Lakes subdivision are sick and tired of smelling the odor from the system.

Supervisor Thach asked if the odor situation will be better when Horn Lake takes over the system. Mr. Corso said Horn Lake has taken control of the system on a lease purchase deal. He said the system does not actually belong to the City of Horn Lake. Mr. Corso said he does not think the City of Horn Lake is telling everyone about all of the problems with the system. Mr. Corso said that MDEQ took two tests - one at 8:00 and one at 10:00. Mr. Corso said every time we get a 2-inch rain out there, sewer water gets into the streets. Mr. Corso said that more sewage is not the answer. Mr. Corso said that Terry from ECO told him that a sewer system has to be treated like a body. He said if you treat it right it will treat you right. If you don't, you will have problems. Mr. Corso said he does not think that the City of Horn Lake is going to do anything in the next five years.

Supervisor Allen Latimer asked if anyone was present at the meeting from ECO. Matt Thompson addressed Supervisor Latimer. Supervisor Latimer asked if he believes the health issues are being solved. Mr. Thompson said yes sir, absolutely. Mr. Thompson said part of the problem was that the sewer system was draining into the ground.

Supervisor Allen Latimer asked when DCRUA will take over the system. Supervisor Russell said it will probably be five years.

Supervisor Russell said that he wants it put in the minutes that this approval is based on DEQ's approval. Supervisor Russell said he is not going to vote for this otherwise.

Supervisor Russell said that this morning DEQ could not tell him the numbers are adequate to approve the system. He reported that DEQ said they will not have an answer for a week or so.

Board Attorney Bobby Chamberlin said he does not think Merritt Powell is saying the Board is getting approval from DEQ. Mr. Chamberlin said it is Horn Lake's business to get approval from DEQ. Mr. Powell agreed and said that is correct.

Mr. Chamberlin said he wants to make sure the Board knows that we are treating this differently than we do other applicants. Mr. Chamberlin said County regulations would require documentation from the City of Horn Lake for approval on the system. Mr. Chamberlin said the County has no jurisdiction over the sewer.

Supervisor Bill Russell clarified Mr. Chamberlin's statement by using an analogy that the County could not say that they will not approve the development unless they paint every house red. Mr. Chamberlin said approval could not be denied because the Board of Supervisors decided that's what they want to do.

Supervisor Russell said that DEQ told him they do not see a problem with approving the development, but they will not say that in writing until their tests are complete.

Mr. Chamberlin said that legally, if the Board feels there is a health and safety problem, requirements can be made on the development.

Supervisor Medlin said there is a similar situation on the east side of the County. He said, from what he understands, DEQ wants it to go with another plant close to it. Supervisor Medlin said he represents the people that live in this subdivision and he does not want to forget his responsibility to those people.

Supervisor Russell said he is sorry that the process is taking so long. He said he tried to get this information from DEQ, but they have their own timeframe. Supervisor Russell said the County will get the information from DEQ sooner or later. He said he does not think one week is the end of the world.

Mr. Bridgforth asked if there is any way they can be granted approval to record the plat. Mr. Bridgforth reminded the Board that getting any houses built will be several months away.

Supervisor Russell asked, if the Board approves recording the plat and DEQ does not approve the system, what does it take to undo the plat recording. Mr. Powell said the Board can approve it with conditions. Supervisor Russell asked if the approval had to be changed, how would that be done if the house is already built. Mr. Chamberlin answered a lawsuit would have to be filed.

Mr. Bridgforth said that the developers have already been through every step that is required for approval of the subdivision.

Supervisors Latimer said you do not want to create a health and safety issue with the subdivision. Mr. Bridgforth said we feel like it will take time to build the homes and the issues can be worked out during that time of development and construction.

County Administrator David Armstrong asked the Board of Supervisors to get Charles Chism involved. The Board of Supervisors expressed their desire to have the issue expedited as much as possible. Mr. Armstrong asked Mr. Thompson if it feasible for the City to get them a letter. Matt Thompson said yes.

Supervisor Allen Latimer made the motion and Supervisor Bill Russell seconded the motion to hold this item over until Wednesday, June 9, 2004. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----	NO
Supervisor Eugene C. Thach-----	YES
Supervisor Bill Russell-----	YES
Supervisor Allen Latimer-----	YES
Supervisor Tommy Lewis-----	ABSENT

Supervisor Medlin said on any other subdivision, it would be approved. Supervisor Medlin said that DEQ runs the show on the approval of the sewer. However, these people have already gone through every step they are required to go through on the subdivision.

See Exhibit E.1

F. NEW BUSINESS

1. Tax Exemptions

a. Industrial Developments International, Inc. – 10 Year Real

Jim Flanagan, Executive Director of the DeSoto Economic Council, introduced Curt Nelson of Industrial Development International, Inc. Mr. Nelson said IDI is a national developer out of Atlanta. He said IDI has completed 2,000,000 square feet on 150 acres

so far. Mr. Nelson said today we are focusing on a distribution facility. Mr. Nelson said IDI has been down here for about four years.

Supervisor Bill Russell asked why IDI chose to do business in DeSoto County. Mr. Nelson said land availability, tax incentives and logistics.

Supervisor Allen Latimer asked if IDI uses local contractors. Mr. Nelson said they use a combination of contractors.

At the recommendation of the Tax Advisory Committee, Supervisor Eugene Thach made the motion and Supervisor Jessie Medlin seconded the motion to approve a 10 year exemption for Real Property for Industrial Development International, Inc., in the amount of \$6,014,369. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.1.a

b. Hillwood Investment Property – 10 Year Real

Jim Flanagan, Executive Director of the DeSoto Economic Council, introduced Richie Burnette to the Board of Supervisors. Mr. Burnette is representing Hillwood Investment Property. Mr. Burnette said Hillwood has a tenant, Emerson Electric.

Mr. Flannaga said Hillwood is requesting a Real Property exemption.

Mr. Burnette said he will make every effort to make sure Hillwood uses DeSoto County contractors.

Mr. Flanagan explained that economic concerns kept material development down for Hillwood. However, DeSoto County was included in their development.

At the recommendation of the Tax Advisory Committee, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve a 10-Year Real Property exemption for Hillwood Investment Property in the amount of \$3,305,643. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.1.b

c. Parker Hannifin – 10 Year Real and 5 Year Personal

Jim Flanagan, Executive Director of the DeSoto Economic Council, introduced Marsha Spencer. Ms. Spencer said Parker Hannifin has been in Olive Branch since 1984. She said Parker Hannifin had an internal expansion last year. She explained that they moved their testing to the Olive Branch facility. She said they added additional machinery for testing.

Supervisor Jessie Medlin asked how many new employees Parker Hannifin added with the next expansion. Ms. Spencer said they added eleven new employees.

At the recommendation of the Tax Advisory Committee, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve a Real Property exemption for 10-years in the amount of \$5,127,107.50, and to approve Personal Property exemption for 5-years in the amount of \$1,275,448.69. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.1.c

2. Juvenile Justice Center – Judge Mills Barbee

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to hold this item over until a future meeting. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

3. Purchasing

a. Bids under Advisement

Director of Purchasing Jeannine Ruby and Road Manager Russell Dorris presented bids for equipment for Central Maintenance. The Board discussed the bids and the recommendations where the low bid was not recommended. The Board heard a list of exceptions that deviated from the bids specifications. The Board determined some of the exceptions are non-critical, but some were critical.

(1) One or More Tractor Truck

BID TAB SHEET

Equipment: One or More Tractor Truck **Bid File Number:** 04-156-015

Bid opening: 10:00 a.m. **Bid Opening Date:** May 24, 2004

<u>BIDDER</u>	<u>MODEL OF</u>	<u>PRICE</u>	<u>INTEREST</u>	<u>INTEREST</u>	<u>INTEREST</u>
<u>NAME</u>	<u>TRUCK</u>	<u>EACH</u>	<u>RATE 3 YR</u>	<u>RATE 4 YR</u>	<u>RATE 5 YR</u>
TRI-STATE TRUCK CENTER	MACK 2005 CV713	\$83,114.09	3.59%	3.59%	3.59%
BARLOWORLD FREIGHTLINER	FREIGHTLINER BUS. CLASS M2112	\$87,000.00	4.94%	4.97%	5.01%
SANSOM EQUIPMENT CO.	NO BID				
GENERAL TRUCK SALES & SERVICE	NO BID				

RECOMMENDATION: TRI-STATE TRUCK CENTER

At the recommendation of the Director of Purchasing, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the low bid from Tri-State Truck Center at \$83,114.09 for one or more tractor truck in connection with bid file 04-156-015. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.3.a (1)

(2) One or More Lowboy Trailer

BID TAB SHEET

Equipment: One or More 50 Ton Lowboy Trailer **Bid File Number:** 04-156-013
Bid opening: 10:00 a.m. **Bid Opening Date:** May 24, 2004

<u>BIDDER</u> <u>NAME</u>	<u>MODEL OF</u> <u>TRAILER</u>	<u>PRICE</u> <u>EACH</u>
MAGNOLIA TRAILERS INC	MAGNOLIA 50 TON LOWBOY	\$27,900.00
POWER EUIPMENT CO.	TRAILBOSS KS50DTA	\$36,665.00
UTILITY TRAILER SALES OF MISSISSIPPI	TRAILKING TK11ORG	\$37,770.00
GULF CITY BODY & TRAILER WORKS, INC.	XL 100 RG XL SPECIALIZED TRAILER	\$42,227.00

RECOMMENDATION: MAGNOLIA TRAILERS INC

At the recommendation of the Director of Purchasing, Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to approve the low bid from Magnolia Trailers for one or more 50 ton lowboy trailers at a bid price of \$27,900 in connection with bid file 04-15-013. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.3.a (2)

(3) One or More Single Axle Boom Truck

BID TAB SHEET

Equipment: One or More Single Axle Boom Truck **Bid File Number:** 04-156-014
Bid opening: 10:00 a.m. **Bid Opening Date:** May 24, 2004

<u>BIDDER</u> <u>NAME</u>	<u>MODEL OF</u> <u>TRUCK</u>	<u>PRICE</u> <u>EACH</u>	<u>OPTIONAL</u> <u>PRICE</u>
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PARKS CHEVROLET CO. INC 2004 CHEVROLET CC7C042 PAC-MAC KB SERIES \$ 76,821.82 (2) EXTRA MANUALS \$300.00 EA.
WARRANTY- ENGINE 60MO. / 300,000 \$1,445.00
TRANS. 60 MO. / 175,000 \$4,100.00

SANSOM EQUIPMENT CO. INC 2004 FREIGHTLINER FL70W/ RAMER SCOWBODY LOADER \$77,710.00

PAC-MAC	FREIGHTLINER FL70 W/ PAC-MAC KBF- 20H	\$79,190.00
GENERAL TRUCK SALES & SERVICE INC.	2005 GMC MODEL TC7C042 BOOM& BODY (HOL-MAC)	\$79,636.00
PAC-MAC	FORD F750 W/ PAC-MAC KBF-20H	\$80,375.00
PAC-MAC	FREIGHTLINER M2 W/PAC-MAC KBF -20H	\$81,211.00
SANSOM EQUIPMENT CO. INC	2005 FORD F750 XLW/ RAMER SCOWBODY LOADER	\$81,229.60
PAC-MAC	FREIGHTLINER M2 W/ PAC-MAC KBF 20H	\$82,800.00
BARLOWORLD FREIGHTLINER	FEIGHTLINER BUS CLASS M2106	\$84,650.00
MID-AMERICA INTERNATIONAL TRUCKS. INC	2005 INTERNATIONAL MODEL4300 TRUCK W/ PETEREN INDUSTRIAL LIGHTNING TL-3 DUAL CONTROL LOADER	\$87,616.81
PAC-MAC	INTERNATIONAL 7300 W/ PAC- MAC KBF-20H	\$88,030.00

RECOMMENDATION: PAC-MAC SEE EXCEPTIONS LIST

At the recommendation of the Director of Purchasing, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the bid from Pac-Mac in the amount of \$79,190.00 for one or more single axle boom trucks in connection with bid file 04-156-014. The motion included a determination from the Board that the bid specifications were not by the lower bidder as follows:

Parks Chevrolet - critical exceptions are many because the vehicle bid is not nearly heavy duty enough to meet the bid specifications. Most clearly, the bid price of \$76,821.82 id not include the specified warranty and additional \$5,545 would have to be added to meet the warranty specified, making the bid \$80,401.22.

Sansom Equipment Co.- Critical exceptions:

- 1. **No** 23,000# axles Has 21,000# axles
- 2. **No** Dump Body/Boom control interlock

Other exceptions:

- 1. **No** 120 volt block heater
- 2. **No** spin axle
- 3. **No** Air horn
- 4. **No** Dash mounted power ground terminals for two-way radio
- 5. **No** Open Center Hydraulic system **Has** Single Hydraulic pump
- 6. **No** Polish – grill, mirrors, exhaust **Has** painted
- 7. **Delivery 120 days**

Pac-Mac – Exceptions:

- 1. **No** Block heater
- 2. **No** spin axle
- 3. **No** single back window **Has** Dual 29X13 window
- 4. **No** 280 degree rotation **Has** 270 degree rotation
- 5. **No** 50 gal G.P.M. **Has** 45 gal reservoir
- 6. **No** 8” Channel sills **Has** 7” Channel sills
- 7. **No** 20” Center side posts **Has** 24” Center side posts
- 8. **No** 60 month/300,000 axle warranty **Has** 60 month/250,000 axle warranty
- 9. **Delivery 30 days**

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.3.a (3)

(4) One or More Police Motorcycle

BID TABULATION

Equipment: One or more Police Motorcycles **Proposal File Number:** 04-202-001
Proposal Opening: 10:00 a.m. **Proposal Opening Date:** June 1, 2004

<u>BIDDER</u>	<u>BID AMOUNT</u>
BUMPUS HARLEY-DAVIDSON OF MEMPHIS	\$18,400.00 HARLEY-DAVIDSON MODEL – FLHP-I YEAR 2005

RECOMMENDATION: BUMPUS HARLEY-DAVIDSON

The Director of Purchasing explained that an alternate was included in the bid for a trade-in of an existing motorcycle from the Sheriff’s Department fleet. The Sheriff has decided not to trade in a motorcycle, because the motorcycles can be sold for more than the trade-in quoted.

At the recommendation of the Director of Purchasing, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the only bid received for a one or more police motorcycles from Bumpus Harley/Davidson of Memphis at a bid price of \$18,400. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.3.a (4)

4. Central Maintenance

a. Approval of Engineering and ROW Acquisition for Road Construction Projects

Road Manager Russell Dorris asked the Board of Supervisors to consider giving approval to get started on the road projects that were included in the \$22,000,000 bond issue. The projects are as follows:

- 1. Tulane Road from the new MS304 north to Dean Road
- 2. Tulane Road from end of MDOT construction (Pine Tree Loop area) south to existing MS304
- 3. Poplar Corner Road between Nail Road and Church Road

4. McIngvale Road from Green T Road to Pleasant Hill Road
5. Stateline Road from Crumpler Road east to Germantown Road
6. Getwell Road from Church Road to ½ mile south of College Road
7. Fogg Road and Starlanding Road intersection

Supervisor Jessie Medlin said some people think the Board of Supervisors has an agreement with the state to build the section of the road to the north of Hwy 304. He clarified that the County will build the road to the south, too.

Supervisor Bill Russell asked how much ROW we will get. Assistant Engineer Scott Young said we will get ROW to build more, but we re only going to build two lanes.

Supervisor Jessie Medlin reminded those present that they City of Olive Branch will participate in funding the Stateline Road project.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to approve Daniel Murphy to proceed with the design and construction plans, bid, and ROW acquisition and to hire Chamberlin Nowak to handle the legal aspects of the projects, including, but not limited to, ROW acquisition for the following projects:

1. Tulane Road from the new MS304 north to Dean Road
2. Tulane Road from end of MDOT construction (Pine Tree Loop area) south to existing MS304
3. Poplar Corner Road between Nail Road and Church Road
4. McIngvale Road from Green T Road to Pleasant Hill Road
5. Stateline Road from Crumpler Road east to Germantown Road
6. Getwell Road from Church Road to ½ mile south of College Road
7. Fogg Road and Starlanding Road intersection

And make the request a part of the minutes. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
 Supervisor Eugene C. Thach-----YES
 Supervisor Bill Russell-----YES
 Supervisor Allen Latimer-----YES
 Supervisor Tommy Lewis-----ABSENT

See Exhibit F.4.a

b. Road Report and Work Schedule

Pursuant to Section 65-17-7 of the Mississippi Code of 1972, Annotated, Road Manager Russell Dorris presented the Road Report for April 26, 2004 thru May 25, 2004 and the Work Schedule for the month of June 2004.

Supervisor Eugene Thach made the motion and Supervisor Allen Latimer seconded the motion to approve the Road Manager's Road Report and Work Schedule Report. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
 Supervisor Eugene C. Thach-----YES
 Supervisor Bill Russell-----YES
 Supervisor Allen Latimer-----YES
 Supervisor Tommy Lewis-----ABSENT

See Exhibit F.4.b

c. Road Bond Report

Supervisor Eugene Thach made the motion and Supervisor Allen Latimer seconded the motion to approve the Subdivision Road Bond Report. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.4.c

5. Report on Inspection of Railroad Grade Crossings

The Board of Supervisors reviewed the report by the Mississippi Department of Transportation Rails Division on Railroad Grade Crossings in DeSoto County. The report listed some recommendations for Dean Road at Nesbit, Polk Lane and Miller Road for the CNIC/BNSF Railroad.

Road Manager Russell Dorris said those are action items that in the process of being fixed now. Mr. Dorris explained that one of the locations is a driveway to a residence.

Supervisor Bill Russell asked why the report went through the Chancery Clerk’s office instead of the Road Manager’s office. Vanessa Lynchard explained that the County Administrator has asked the County Engineer Andy Swims to call MDOT Rails Division to get on the list as a contact for this report in the future. Chancery Clerk Sluggo Davis said it is not uncommon for the Chancery Clerk to get such reports because they are easy to find in the County and other contacts vary throughout the Counties.

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to make the MDOT Rails Division Report a part of the minutes. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.5

6. County Engineer- Final Approval to Accept Angie Drive as County Road

County Engineer Andy Swims reminded the Board of Supervisors that this is a ROW project the County has been trying to acquire for several months. Mr. Swims told the Board of Supervisors that the Board voted to take in Angie Drive as a County road contingent on the donation of ROW from the property owners on the road. Mr. Swims said that the ROW documents have been acquired and the County now has everything they need to take in the road and maintain it. Director of Planning Merritt Powell suggested naming the road according to E911 Standards to have a portion of the road as Angie Drive South and a portion of the road as Angie Drive East.

In accordance with Section 65-7-4, the Board of Supervisors did adopt an official map designating and delineating all public roads on the County road system as directed by this Code Section. Changes to the County road system shall be recorded on this map as soon as is reasonably possible. The map, as it is periodically revised, shall be kept on file in the office of the Clerk of the Board of Supervisors where it shall be available for public

inspection. The Code directs that all additions, deletions or changes to the County road system shall be recorded in the official record of the County road system as provided for in this section. Therefore, on this date and after the inspection, the Board appointed a committee consisting of Supervisor Jessie Medlin and Supervisor Bill Russell who concur that the road is appropriate to be included in the County road register; he Board of Supervisors determines that a road located in DeSoto County previously referred to by the postal service as Angie Drive shall be taken into County maintenance and shall be added to the County road map and register. The Board acknowledged that all ROW has been recorded that is necessary for maintenance of the road.

Therefore Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to take in the road known as Angie Drive South and Angie Drive East and instructed that the Road Map and Road Register be updated to include these roads. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

7. Planning Department – Road Naming for Road off Nesbit Road

Director of Planning Merritt Powell said the Road Department called about this road recently. Mr. Powell presented a map explaining the location of the road and the request to take it in as a County road. Supervisor Bill Russell said he will check with the residents on the road regarding naming the road and issues dealing with the County taking in the road.

Supervisor Eugene Thach made the Supervisor Jessie Medlin seconded the motion to carry this item over until June 21, 2004. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.7

8. County Consulting Engineer – Bids Under Advisement

County Consulting Engineer Daniel Murphy presented bids in connection with road projects in DeSoto County to the Board of Supervisors.

a. CO-17(15)/DeSoto Road

County Consulting Engineer presented the bids for project #CO-17(15)/DeSoto Road.

Supervisor Eugene Thach asked if DeSoto Road can be paid for through State Aid funds. Mr. Murphy said no. The project must be paid for with County funds. Mr. Murphy said he recommends the low bid from Chancellor Brothers in the amount of \$177,789.00. Mr. Murphy said this would be a two lane road, .51 miles in length.

Supervisor Eugene Thach asked if the money for this project is in the budget. County Road Manager Russell Dorris said \$160,000 is in the budget for the project from the previous bond that the County issued.

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to approve the low bid from Chancellor Brothers in the amount of \$177,789.00 for project #CO17(15)/DeSoto Road. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

Supervisor Bill Russell asked about the budget shortfall for this project. Mr. Dorris said when the bills for the project come in, they will come to his office for approval and then onto the County office because the funding is to come from bond money. Supervisor Medlin said the estimate for the project is two years old which makes the increase price understandable.

County Administrator David Armstrong said the Board has carried money over for this project.

b. Overlay on Various Roads

County Consulting Engineer Daniel Murphy presented the bids for overlay of various roads in the County as follows:

1. Allison Road (220#) – Craft Rd. to end
McElroy Road (220#) – Craft Rd. to end
2. Austin Road (275#) – Delta View Rd. to Fogg Rd.
3. Bankston Road (248#) Swinnea Rd. to Sidewinder Rd.
Bankston Road North (248#) – Bankston Rd. to end
Sidewinder Road (248#) – Pleasant Hill Rd. to Bankston Rd.
Swinnea Road (248#) – Pleasant Hill Rd. to end
4. Belmont Road (220#) – U.S. Hwy 51 to U.S. Hwy 51
5. City Park Drive (220#) – Cockrum Rd. to Goodman Rd.
6. Cleveland Road (220#) – Getwell Rd. to Malone Rd.
Jaybird Road (220#) – Holly Springs Rd. to Getwell Rd.
Malone Road (248#) – Holly Springs Rd. to Cleveland Rd.
7. College Road (220#) – Miss. Hwy 305 to Bethel Rd.
8. County Line Road (248#) – Holly Springs Rd. to Denman Rd.
French Road (220#) – Williams Rd. to Myers Rd.
Myers Road (220#) – French Rd. to end
9. Craft Road (275#) – Byhalia Rd. to Grass Pond Rd.
10. Craft Road (193#) – U.S. Hwy 78 to Miss. Hwy 178
11. Dean Road (220#) – Tulane Rd. to Mabry Rd.
12. Eastover Subdivision (193#):
Bluegrass Road, Cedardale Drive, Eastover Boulevard, Hardwick Drive,
Kingcrest Road, and Oak Forrest Drive
Cara Bend Drive (193#) – Oak Forest Drive to Ashlyn Dr.

13. Farmington Drive East and North (220#) – Chesterfield Dr. to Canterbury Dr.
14. First Commercial Drive West Extension (275#) – Veteran’s Dr. to end
Veteran’s Drive and First Commercial Drive (275#) – U. S. Hwy 51 to U. S. Hwy 51
15. Greenbrook Subdivision (220#):
Charter Oak Drive, Lake Shore Drive North, Lake Shore Drive West Lake
Shore Drive South, and Southwick Drive
16. Latham Road (275#) – Pleasant Hill to Sandidge Rd.
Sandidge Road (193#) – Latham Rd. to Pleasant Hill Rd.
17. Magnolia Drive (275#) – Oak Grove Rd. to U.S. Hwy 51
18. Miller Road (248#) – Miss. Hwy. 178 to sharp curve in road
19. Myers Road (248#) – Strickland Rd. to Byhalia Rd.
20. Nesbit Road (248#) – Fogg Rd. east to State-Aid Bridge
21. Oak Grove Road (220#) – Rising Sun Rd. to Fogg Rd.
22. Pigeon Roost Rd (165#) – Red Banks Rd. to Miss. Hwy 178
23. Pleasant Hill Road (220#) – I-55 to Getwell Rd.
24. Pleasant Hill Road (193#) – Stateline Rd. to Miss. Hwy 302
25. Sandidge Road (248#) – Miss. Hwy . 305 to Miss. Hwy 178
26. Slocum Road (193#) – Belmont Rd. to Getwell Rd.
27. Stateline Road (275#) – Pleasant Hill Rd. to Malone Rd.
28. Sullivan Road (220#) – Miss. Hwy. 301 to Bluff Rd.
Sullivan Road (220#) – Bluff Rd. to Williams Rd.
29. Williams Road (220#) – KoKo Reef Rd. to Bluff Rd.
30. Woodlawn Road (193#) – Red Banks Rd. to end
31. Project Less Than 400 Tons:
Brentwood Cove and Spur (220#) – Camelot Rd. to end
Independence Cove (193#) – Liberty Estates Dr. to end
Jones Road (220#) – Miss. Hwy. 305 to end
Rankin Road (220#) – Willilams Rd. to end
Stone Street (248#) – Sandidge Rd. to end

Supervisor Eugene Thach reminded those present that the cities will pay a portion of this expenditure. Mr. Murphy agreed.

Supervisor Jessie Medlin said the City of Horn Lake and the City of Southaven decided to take less roads and have the County pay for them completely and the City of Olive Branch elected to take more roads and pay for half of the cost of overlay. Road Manager Russell Dorris clarified that the City of Horn Lake does not have any roads in the overlay contract. He said the portion of work they need to have done will be done under the County annual bid.

Supervisor Bill Russell asked about the project for Brentwood. Mr. Murphy said that

would be a part of #31 on the bid which is delineated as projects less than 400 tons.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the bid from Lehman-Roberts for overlay of various County roads in the amount of \$3,198,348.00 and in connection with CO17(17). The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.8.b

9. Accounting

a. Claims Docket

Stephanie Hanks of the Accounting Department presented the claims docket showing claims that need to be paid for various departments as of June 7, 2004.

Supervisor Allen Latimer asked if the tourism money pays the note on the Civic Center. County Administrator David Armstrong said yes and the excess can go toward operation and maintenance of the Civic Center. Mr. Armstrong said the excess money does not cover all of the operation and maintenance of the Civic Center.

Supervisor Bill Russell asked how much money is in the Civic Center contingency fund now. Mr. Armstrong said that he does not know, but he can find out.

Regarding County cell phone bills, Supervisor Jessie Medlin said, when you talk about identifying personal phone calls on County cell phones, the issue should be addressed. Supervisor Medlin said he has noticed that the list of cell phones does not show repayments from all County employees for personal telephone calls. He said one particular phone has not shown a repayment in three months. Supervisor Medlin said the Board voted earlier to redo this contract to add additional minutes, but with no cooperation from the recipient to manage the phone bill, he recommends having the phone turned off. Supervisor Medlin said the Board of Supervisors and other elected officials are supposed to be setting an example for other employees with a County cell phone. Supervisor Medlin said that tax payers should not be paying for personal telephone calls of County cell phone users. Supervisor Eugene Thach suggested holding this bill out of payment approval and asking the user to come down to talk to the Board about the bill. Supervisor Medlin said the user is obviously not concerned about tax-payer money and the Board of Supervisors needs to do something about it because the Board has final responsibility for the contracts.

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor Jessie Medlin made the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller, except for the cell phone bill to Judge Karen Sanders. Supervisor Eugene Thach seconded the motion. The motion did not pass by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----NO
Supervisor Allen Latimer-----NO
Supervisor Tommy Lewis-----ABSENT

In accordance with Section 19-13-31 and Section 19-11-23 of the Mississippi Code Annotated, Supervisor Bill Russell made the motion and Supervisor Allen Latimer seconded the motion to authorize the Chancery Clerk to pay the bills as presented by the Comptroller. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----NO
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

The Board of Supervisors instructed the County Administrator to call the Justice Court Judge about the cell phone bill.

b. Ratify Bond Payments

Verified loan repayment documents for DeSoto County Account 05648-049, Mississippi Development Bank Promissory Note were presented by copy to each Supervisor. Payment was made to Hancock Bank against the following accounts as follows:

<u>Account #</u>	<u>Description</u>	<u>Payment Amount</u>
001-801-800	Principal	\$ 31,250.00
001-801-802	Interest	<u>\$ 12,694.55</u>
		\$ 44,944.55

Verified loan repayment documents for the \$18,000,000 MS Development Bank Special Obligation Bonds, were presented by copy to each Supervisor.

Payment for principal and interest to be made through Trustmark Bank for check #002474 issued 5/27/04 against the following account:

<u>Account #</u>	<u>Description</u>	<u>Payment Amount</u>
215-800-802	Interest	\$ 16,004.21

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to ratify the bond payments as described above. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.9.b

c. Late Bill – Beaver Control Contract

At the recommendation of the Comptroller Tom Arnold, Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to approve the late bill for the Mississippi Beaver Control Contract, and authorize the Clerk to write the check in the amount of \$3,000.00, for DeSoto County’s participation in the Beaver Control Assistance Program for FY 2005 (July 1, 2004 – June 30, 2005). The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES

Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.9.c

10. Park Commission – Resignation of District 5 Commissioner Bowdre Emerson

Supervisor Bill Russell made the motion and Supervisor Allen Latimer seconded the motion to accept the resignation of the District 5 Park Commissioner Bowdre Emerson and to appoint Danny Phillips to fill the unexpired term of Mr. Emerson for District 5. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.10

11. Approval of Contract with 5R Processors

Board Attorney Bobby Chamberlin said that his firm has developed a contract with 5R Processors to dispose of computer equipment in the County as previously approved by the Board of Supervisors. At the recommendation of the Board Attorney, Supervisor Bill Russell made the motion and Supervisor Allen Latimer seconded the motion to authorize the Board of Supervisors to sign the contract between DeSoto County and 5R Processors for the disposal of computer equipment, provided that the usual standard contract letter delimitating the County’s authority with regards to contracts be included. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

12. Interlocal Agreements – Approval of Interlocal Agreement with:

a. The City of Hernando for the Use of Election Equipment

Supervisor Allen Latimer made the motion and Supervisor Jessie Medlin seconded the motion to hold approval of the Interlocal Agreement for the use of Election Equipment over until all the cities have been returned. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.12.a

- b. The City of Walls for Tax Assessor**
- c. The City of Walls f or Tax Collector**

At the recommendation of the Board Attorney Bobby Chamberlin, Supervisor Bill

Russell made the motion and Supervisor Allen Latimer seconded the motion to approve a Resolution supporting the Interlocal Agreements between DeSoto County and the City of Walls for the Tax Assessor, and for the Interlocal Agreement between the City of Walls and DeSoto County for the Tax Collector. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----NO
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.12.b.c

13. Chancery Clerk

a. Approval of Chancery Clerk Allowance

On this date, the County Administrator, David Armstrong, presented, on behalf of the Chancery Court Clerk, W. E. Davis, an order of Allowances to the Board of Supervisors for the May 2004, term in the amount of \$960.00. Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to approve these payments of \$960.00, pursuant to Section 25-7-9 of the Mississippi Code of 1972, Annotated. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.13.a

b. Approval for BOS to Sign Bond Resolutions

Chancery Clerk Sluggo Davis explained that he and the Circuit Clerk both changed depositories when the County did and doing so requires a Resolution from the Board of Supervisors for maintaining deposit accounts and authorizing negotiation and cashing of checks, etc. At the recommendation of the Chancery Clerk, Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to approve the miscellaneous government related organization Resolutions for maintaining deposit accounts and authorizing negotiation and cashing of checks, etc., and authorize the Board President to sign the Resolutions. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.13.b

c. Making Chancery Clerk’s Personnel Policy Part of the Minutes

Chancery Clerk Sluggo Davis presented a letter of acceptance of the DeSoto County Employee Handbook with exceptions as follows:

Vacation Leave

After 1 year	5 days per year
2 years through 10 years	10 days per year
11 years through 20 years	15 days per year
Over 20 years	20 days per year

Paid Medical Leave

Paid medical leave (sick time) accrues at the rate of 2.0 hours per pay period.

Please note: Employees of the Chancery Clerk’s Office work at the will and pleasure of the Chancery Clerk and not the Board of Supervisors.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to accept the Chancery Clerk’s Personnel Manual Policy into the minutes. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.13.c

14. Approval of Bailiff Pay

Pursuant to Section 25-7-27, Section 1, paragraph (e), which allows for Constables working as Bailiffs to be paid as provided under Section 25-3-69, Mississippi Code of 1973, Annotated, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to pay Joe Holmes the amount of \$160.00 for the month of May 2004; to pay Lee Hodge the amount of \$200.00 for the month of May 2004; to pay Chris Sing the amount of \$120.00 for the month of May 2004; to pay Floyd Medlin the amount of \$120.00 for the month of May 2004 for their services as Bailiffs for DeSoto County Justice Court. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.14

15. Approval of Circuit Clerk Allowance

On this date, County Administrator David Armstrong presented on behalf of the Circuit Court Clerk Dale Thompson, an Order of Allowances to the Board of Supervisors for the County Court for the April, 2004, term in the amount of \$2,520.00 for allowances to the Circuit Clerk. Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to approve these payments of \$2,520.00 for allowances to the Circuit Clerk, pursuant to Sections 25-7-13, and Section 25-7-13 of the Mississippi code of 1972, Annotated. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES

Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.15

16. Justice Court

a. Justice Court Report

The Board of Supervisors asked if the letter had been mailed to Justice Court Judges about collecting fines for County code violations. County Administrator David Armstrong said he has talked to the Justice Court Judges and staff of Justice Court and Steve Powell has talked to them also.

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to approve the Justice Court Report for the month of May 2004 attached as Exhibit F.16.a. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.16.a

b. Request for Refund

At the recommendation of Justice Court Clerk Linda Aldridge, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to authorize the Clerk writing a check to refund \$25.00 in Civil Suit #23-316 and styled Heather Peeler vs. Gregory E. Berryhill. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.16.b

17. Safety Officers Report

County Administrator David Armstrong presented the Safety Officers Report from Tim Curtis, DeSoto County Safety Officer. Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to approve and accept the Safety Officer's Report from Tim Curtis, DeSoto County Safety Officer for May 2004, and make the report part of the minutes. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.17

18. Sheriff’s Employee Report

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to acknowledge receipt of the Sheriff’s Department Employee Report for the month of May 2004. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.18

Supervisor Eugene Thach made the motion and Supervisor Allen Latimer seconded the motion to recess until 1:15 p.m. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

19. Grants – Approval of/to:

a. Interlocal Agreement with Board of Education for Homeland Security Grant

Grants Administrator Joyce Herring said that Homeland Security Representatives will be in the County training people from the schools on Homeland Security issues. Ms. Herring explained that the School Board will pay the teachers for their work hours. The County will apply for reimbursement of the School Boards payments from the grant and will reimburse the school. Ms. Herring said the School Board has asked for an Interlocal Agreement for this work.

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to authorize the Chamberlin Nowak Law Firm to work with the School Board’s attorney to draw up an Interlocal Agreement with the School Board for the Homeland Security Activity. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

b. Apply for Right Way to Throw Away/Household Hazardous Waste Grant

Grant Administrator Joyce Herring said the County has received a Right to Throw Away Grant. She said that this is a 25% match grant. Ms. Herring explained that the purpose of this grant is for hazardous waste disposal.

Ms. Herring asked the Board to authorize Jim Bearden to oversee the grant and to accept the grant with a 25% match.

Supervisor Jessie Medlin asked where the disposal site will be. Director of Operations and Transportation Jim Bearden joined the meeting and said the disposal site will be at the Justice Court Building. Supervisor Medlin asked when. Mr. Bearden said October 7 or October 9, 2004. Supervisor Medlin asked if it would not be better to choose a site more in the center of the County.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the grant match of 25% for the Right to Throw Away/Household Hazardous Waste Grant, and authorized Jim Bearden to oversee the grant and to accept the grant funding. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.19.b

c. Approval to Apply for Watershed Protection Program Grant/Stormwater

Grant Administrator Joyce Herring notified the Board of Supervisors that the County did not get the grant for educational materials for stormwater. Ms. Herring presented a new opportunity to apply for grant funding for this purpose up to \$10,000.

Supervisor Bill Russell made the motion and Supervisor Allen Latimer seconded the motion to apply for the Watershed Protection Grant/Stormwater. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

Supervisor Jessie Medlin asked if there will be any grant money to hire employees for stormwater purposes. County Administrator David Armstrong said stormwater management is, so far, an unfunded mandate.

d. Making Extension of Waste Tire Grant a Part of the Minutes

At the recommendation of Grants Administrator Joyce Herring, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the extension of the Waste Tire Grant to June 30, 2005, and authorize the Board President to sign the document for the extension. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.19.b

20. Making List of Unmarked Cars Part of the Minutes

In accordance with Section 19-25-15 of the Mississippi Code of 1972, as amended, which authorizes the DeSoto County Sheriff’s Department to use unmarked cars when such identifying marks will hinder official investigations, Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the list of unmarked vehicles presented by the Sheriff’s Department. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.20

21. Inventory Disposition

a. Sheriff Department –Final

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to approve the Final Inventory Disposition for the DeSoto County Sheriff’s Department to be disposed as follows:

ASSET #	SERIAL #	DESCRIPTION	REASON FOR DISPOSAL
3215	16862366MW	Microwave	Broken
31355	VA900706B	Microwave	Broken
30227	09413862803	Cell Phone	Broken
30963	22615477271	Cell Phone	Broken
30226	094023867067	Cell Phone	Broken
30965	11400415583	Cell Phone	Broken
32922	072114224454	Cell Phone	Broken
32939	07312682572	Cell Phone	Broken
33135	1C06X	Sharp Calculator	Stolen
5066	P209835	12 Gauge Shotgun	Stolen
30387	GG8FE2180	Panasonic MC Reader	Broken
30203	448331	Sony MC Reader	Broken
3281	35378A	GE MIC Recorder	Broken
30894	921TAU3415	MTX 850 H/H Radio	Broken

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.21.a

b. Coroner – Final

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to approve the Final Inventory Disposition for the DeSoto County Coroner to be disposed as follows:

ASSET #	SERIAL #	DESCRIPTION	REASON FOR DISPOSAL
33304	08314995676	Nokia Cell Phone	Broken

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.21.b

c. Justice Court – Final

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the Final Inventory Disposition for the DeSoto County Justice Court to be disposed as follows:

ASSET #	SERIAL #	DESCRIPTION	REASON FOR DISPOSAL
	J51746317	Brother Fax Machine	Broken
00199	79876019	TA Calculator	Broken
30257	50585187	Ibido Calculator	Broken
30255	12549537	Victor Calculator	Broken
00210	41277494	TA Calculator	Broken
	4LIE194886	Panasonic Telephone	Broken
	4LIE195454	Panasonic Telephone	Broken
	2DCUG536332	Panasonic Telephone	Broken

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.21.c

d. Central Maintenance

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to approve the Final and Preliminary Inventory Disposition for the DeSoto County Central Maintenance to be disposed as follows:

(1) Final (2) Preliminary & Final

ASSET #	SERIAL #	DESCRIPTION	REASON FOR DISPOSAL
33676	01203	2002 Alamo Hydro 60 Mower Only	Declared Surplus
33677	01204	2002 Alamo Hydro 60 Mower Only	Declared Surplus
33861	05969	2002 Versa Mower 60” Only	Declared Surplus
		Purchased attached to Asset #31843	
33860	05989	2002 Versa Mower 60” Only	Declared Surplus
		Purchased attached to Asset #31844	

Prop #	Unit #	Description	Serial #	Mileage/Hrs – Condition
22046	43	93 Ford ¾ Ton	1FTE25N6PLA46459	176,823 – Not Running Bad Trans
19014	46	93 Ford ¾ Ton	1FTEF25NAPLA42929	156,715 – Fair overall
20193	54	92 Ford F150	15NXNLA85742	127,316 – Average – Uses oil
30567	68	2001 Dodge 4x4(K W)	3B7KF26Z31M246841	87,560 – Average to

30568	69	2001 Dodge 4x4(J G)	3B7KF26Z51M246842	Good 79,958 – Average to Good
20100	209	78 Mack Dump	R685ST73049	384,108 – Fair – Rebuilt engine
22040	214	93 Int'l Dump	RIPH495978	200,097 – Average
22041	215	93 Int'l Dump	IHTSHN2R3PH495979	149,900 – Average
22042	216	93 Int'l Dump	RIPH485580	Truck parted-out-Engine and Trans Good
22043	217	93 Int'l Dump	IPH495981	197,703 – Average
12030	505	Drott Boom Loader (Shop)	1426	Poor overall – Scrap
12140	513	Bomag Single Drum Roller w/Trl	BWSSE	Poor overall
22048	573	93 JCB Backhoe w/A-boom	9066	4168 hrs – Average overall
22049	574	93 JCB Backhoe w/A-boom	613733	6580 hrs – Average overall
16138	583	Broce Broom RC-300	86260	5494 hrs – Average overall
12157	617	Massey Ferguson 393 2WD Tractor-Alamo A-Boom	F03274 04910	2100 hrs – Average to Good
12156	618	Massey Ferguson 393 2WD Tractor –Alamo A-Boom	F24786 04908	2176 hrs – Average to Good
30684	630	IH 1466 Tractor (Used)	U017860	1000 hrs – Average - Bad Clutch
Misc.				
		1993 12 cubic yard Dump Bed only		Good
BM/AC	29	87 Chevy Station Wagon	94060	237,603 – Average – Runs Good

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

22. Handicap/Senior Services

Supervisor Jessie Medlin said the County turned the handicap bus service over to North Delta Planning and Development. Supervisor Medlin explained that North Delta goes through Aaron Henry in Clarksdale to provide the bus service. He said that the buses take the handicap people to DeSoto Industries. Supervisor Medlin explained that there are people during the day who need services provided between the hours when the bus delivers the employees to DeSoto Industries and when it picks them up in the afternoon. He said many senior citizens need a ride to the doctor or the store. Supervisor Medlin said a lady in Olive Branch has offered to help the people get through the store, if necessary. Supervisor Medlin explained that the lady will help the people get in and out of the store. Supervisor Medlin said it may be difficult to provide all the services necessary for senior citizens unless the County takes the program over. Supervisor Medlin explained that the buses deliver frozen meals through the Meals-on-Wheels program. Supervisor Medlin suggested that the County's money may be better spent managing the program ourselves where it can be controlled more closely. Supervisor Bill Russell asked where the buses would pick up the senior citizens. Supervisor Medlin said wherever the senior citizens live.

Supervisor Medlin said that North Delta does a good job with the homemaker, nurses and other programs that they oversee, but, they just don't have the hands on opportunity with the bus program that they have with the other programs.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to instruct Vanessa Lynchard to look into the program and get figures for the County taking over this service. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

23. Public Hearing – Cleaning of Property (1:30 p.m.)

Supervisor Allen Latimer made the motion and Supervisor Eugene Thach seconded the motion to open the public hearing for the cleaning of property as published in the DeSoto Times Today on May 11, 2004, for the property owned by Myrtis Allison and located at 6140 Nail Road in Walls, MS. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

Director of Planning Merritt Powell explained that the Board of Supervisors gave the Code Enforcement Officer approval to go to Court on this matter, but the Constables cannot serve papers on the individual who owns the property. Mr. Powell said we need to get bids to clean the property.

Board Attorney Bobby Chamberlin explained that the County must try to reach the property owner by registered mail, return receipt requested. Mr. Chamberlin said, only if the property owner is unknown or his address is unknown can the process be done by publication.

Supervisor Jessie Medlin asked what we will do with the junk if the County cleans the property. Supervisor Bill Russell said he suggests either taking them to Russell Dorris’ Central Maintenance property or have the clean up people take it to an area that they designate.

Supervisor Jessie Medlin said before the County goes out there the items must be marked.

Board Attorney Bobby Chamberlin advised that unless the cleanup is an emergency, the process should go through Court to force the property owner to do it according to the guidelines of 19-5-105. Supervisor Eugene Thach asked if anyone was present either for or against the property cleanup. No one came forward.

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to close the public hearing. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.23

24. Approval of Travel

In accordance with Section 25-3-41 Mississippi Code of 1972, as amended, any official or employee of DeSoto County, Mississippi is hereby authorized to travel during the period of June 7, 2004, to July 6, 2004, as necessary, and incur travel expenses in the performance of their official duties for DeSoto County; that all such travel is hereby authorized contingent on funds being available in the departmental budget of the individual traveling.

Supervisor Bill Russell made the motion and Supervisor Jessie Medlin seconded the motion to authorize DeSoto County employees to travel during the period of June 7, 2004 to July 6, 2004, as necessary, and incur travel expenses in the performance of their official duties for DeSoto County. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

25. Approval of Publication of Board Proceedings

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to approve the publication of Board Proceedings in accordance with Section 19-3-33 of the Mississippi Code, which states that the Board of Supervisors may have its proceedings published in some newspaper published in the county, and cause the same to be paid for out of the County treasury. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

See Exhibit F.25

G. EXECUTIVE SESSION

The executive session portion of these minutes are recorded under the portion of the minutes called "Executive Session".

H. OTHER ISSUES

1. Roads – Barton DeSoto Road

Supervisor Jessie Medlin asked if the people will fix Barton DeSoto Road. Road Manager Russell Dorris said he is working with the people now. Mr. Dorris said if it is not fixed soon, he will call the bond and fix the road. Board Attorney Bobby Chamberlin said the County will need to give them notice to fix the road first.

2. Roads – Poplar Corner and Nail

Supervisor Bill Russell brought it to the attention of the Board of Supervisors, about an

intersection which may be dangerous to the traveling public at Poplar Corner and Nail Road. Supervisor Russell said that the Road Manager did a traffic study, and, by numbers of traffic, a four-way stop is not justified according to the State Aid Road Standards. Supervisor Russell explained that a hill at the intersection makes it dangerous for the traveling public to turn from Starlanding onto Nail Road.

Road Manager Russell Dorris said the County follows the Uniform Traffic Code in making these decisions, but he will be happy to accommodate the Board's wishes on this subject. Supervisor Russell asked the Board Attorney if the County can legally put a stop sign at the intersection. Board Attorney Bobby Chamberlin said yes, the Board can put a stop sign on any County road intersection it deems necessary.

County Engineer Andy Swims asked if the Supervisors would like to look at clearing the property that obstructs the view of traffic.

Mr. Dorris asked the Board's approval to look at the intersection again to address these issues. The Board of Supervisors agreed. No motions were made or vote taken on this issue.

3. Roads – Civic Center

Supervisor Jessie Medlin reminded the Board of Supervisors that the streets around the Civic Center have been taken in by the City of Southaven. Supervisor Medlin said that two weeks ago his family attended one of the high school graduations that was held at the Civic Center. Because of a traffic issue, they entered the Civic Center from Hwy 51. Supervisor Medlin reported that the grass leading to the Civic Center was tall and in bad repair. Supervisor Medlin suggested sending a letter to see if the City of Southaven will cut the grass. Supervisor Medlin said that because so many high school graduations were going on last week and so many people were traveling the roadway, the County road crews cut the grass last week, but the issue needs to be addressed on a permanent basis.

Road Manager Russell Dorris said he talked to Ray Turnman of the City of Southaven about the issue and he will reach an agreement with Mr. Turnman to make sure that the grass is kept, regardless of who does the maintenance.

4. Roads – Craft between College and Church Road

Supervisor Jessie Medlin said the County needs to do some traffic counts on College Road to see if a blinking red light is warranted. Supervisor Medlin said, because Craft Road is a new road, the number of vehicles will be unusual to most travelers. Supervisor Bill Russell said he thinks that will be a good idea. The Board of Supervisors agreed.

5. YMD Levee Board

Chancery Clerk Sluggo Davis said Robert Sayle would like to come before the Board of Supervisors Wednesday on behalf of the Yazoo Mississippi Delta Levee Board. Mr. Davis briefly explained the purpose of the meeting being the State's request for the Levee Board to turn all reserve funding over to them. The Board of Supervisors asked Bobby Chamberlin to find out the State's side of this request. Mr. Chamberlin said he will be happy to explain that and he will call the State Fiscal Officer to see if he can come to the meeting.

The Board of Supervisors discussed the best time for the discussion and scheduled Mr. Sayle for 1:00 p.m. at the Board meeting.

6. Three Rivers Planning and Development District – Workforce Investment Act

Chancery Clerk Sluggo Davis reported that the Three Rivers Planning and Development District wants to address the Board of Supervisors regarding the Workforce Development District on June 21, 2004.

7. DeSoto Health and Wellness Center

Supervisor Bill Russell said he got a letter from the DeSoto Health and Wellness Center commending Kenny Evans and his staff for their recent work at the DeSoto County Health and Wellness Center. The letter reported that Mr. Evans did a great job with their work and with working with the Health and Wellness Center.

The Board of Supervisors directed that a copy of the letter be sent to Kenny Evans and a copy of the letter be put in his personnel file.

See Exhibit G.7

8. Board of Supervisors – Approval to Travel

County Administrator David Armstrong reported that Supervisor Tommy Lewis was called to Washington, DC, on DCRUA business with Bill Austin and other representatives of the Regional Utility Authority.

Supervisor Jessie Medlin made the motion and Supervisor Allen Latimer seconded the motion to authorize travel for Supervisor Tommy Lewis and members of the DCRUA to go to Washington, DC, on business of the Regional Utility Authority and also approve payment of normal travel expenses, including, but not limited to hotel, meals, travel, etc. The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

Supervisor Jessie Medlin made the motion and Supervisor Bill Russell seconded the motion to recess the meeting until June 9, 2004 at 9:00 a.m. The motion passed by a vote as follows:

The motion passed by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene C. Thach-----YES
Supervisor Bill Russell-----YES
Supervisor Allen Latimer-----YES
Supervisor Tommy Lewis-----ABSENT

THIS the 7th day of June 2004, these minutes have been read and approved by the DeSoto County Board of Supervisors.

Eugene Thach, President
DeSoto County Board of Supervisors